

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION**

**EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION,**

Plaintiff,

v.

**BUD FOODS, LLC d/b/a SHONEY'S
RESTAURANT,**

Defendant.

CIVIL ACTION NO. 5:04cv156

ORDER

This matter is before the Court on the “Defendant’s Motion for Reconsideration” (document #31) filed April 3, 2006. For the reasons stated previously concerning the Plaintiff’s “Motion for Leave to File a Response Brief to Defendant’s Reply Brief” (document #27), and having been advised by the chambers’ staff of the District Judge to whom this case is assigned (the Honorable Richard L. Voorhees) that the District Court will consider what is, in effect, a sur-reply in opposition to the Defendant’s Motion for Summary Judgment, the Defendant’s Motion for Reconsideration is denied.

SO ORDERED.

Signed: April 4, 2006

Carl Horn, III

Carl Horn, III
United States Magistrate Judge

